

MINUTES  
TOWN OF MILLIKEN  
TOWN BOARD OF TRUSTEES  
Milliken Community Complex  
April 26, 2006  
7:00 p.m.

**CALL TO ORDER**

**Mayor Measner** called the meeting to order at 7:05 p.m.

Attendance: Mayor Linda Measner, Mayor Pro Tem Janie Lichtfuss, Trustees Ted Chavez, Julie Cozad, Milt Tokunaga, Gary Frank and Peggy Wakeman. Also present were Town Engineer Larry Ketcham, Finance Director Diana Vasquez, Senior Coordinator Lois Ann Onorato, Public Works Director and Co-interim Manager Michael Woodruff, Police Chief and Co-interim Manager Jim Burack, Town Clerk Gayle Martinez, and Town Attorney Bruce Fickel. Press and audience were also present.

**PLEDGE OF ALLEGIANCE**

Mayor Measner led the audience in the Pledge of Allegiance.

**ADDITIONS TO AGENDA**

**Co-interim Manager Michael Woodruff** asked to have discussion of the Wulf property and Community Center remodel added to the agenda.

**REPORTS FROM BOARD MEMBERS REGARDING OTHER MEETINGS**

**Mayor Pro Tem Lichtfuss** reported on the Arbor Day celebration noting that the tree planted was a Canadian Choke Cherry donated by the seniors. She went on to report that she and Senior Coordinator, Lois Onorato, had met with Hal-Irwin about the ground breaking celebration. The celebration will be held on May 23<sup>rd</sup> at 10:00 a.m. Lastly Mayor Pro-Tem Lichtfuss reported on the latest meeting of the Milliken Housing Authority.

Trustee Cozad reported on the open space and trails meeting she attended on April 17<sup>th</sup>. She explained that they had been exploring different hard surfaces that are not as expensive as concrete.

**AUDIENCES WITH INDIVIDUALS**

None

**CONSENT AGENDA**

**Motion** to approve the following items was made by Trustee Wakeman, seconded by Trustee Cozad.

1. List of Bills for April 26, 2006.

2. McCutter's Liquor License Approval.
3. Resolution 06-07 approving Mayor Pro Tem, Treasurer, Town Attorney, and Town Clerk.

**Vote:** All in favor none opposed. Motion carried.

#### **Approval of Minutes for April 12<sup>th</sup>, 2006.**

**Motion** to approve was made by Mayor Pro-Tem Lichtfuss, seconded by Trustee Chavez.

**Discussion:** Mayor Measner noted that the Arbor Day Proclamation was done after the Pledge of the Allegiance. Secondly she noted that the Loveland Housing Authority had welcomed two members not three. Trustee Cozad noted a spelling correction on the Relay for Life Chairman.

**Vote:** All in favor none opposed. Motion carried.

### **ACTION AGENDA**

#### **Approval of Development Agreement for Peregrine Creek**

Town Planner Danna Ortiz explained that the development agreement is the last stage of the process and that the agreement is a standard agreement. Planner Ortiz went on to explain that legal, engineering and planning all approved the agreement. The final plat was approved with staff conditions. All conditions have been met; however park and open space definition of 12% dedication needs to be on the final plat. There is no public open space in the development. Raan Star from Peregrine Creek noted that he feels the trail system with the wetlands does meet the requirement of the Land Use Code. Statute 16-2-335 would require a pocket park or cash-in-lieu to meet the 12% requirement. Staff does not feel that the wetlands can be considered part of a park. Amy Star noted that the wetland will connect to the trail system and that 1/3 of the wetland is dry enough for public enjoyment. Discussion ensued between the Stars, Attorney Fickel, Co-interim manager Woodruff and Planner Ortiz to discuss possible solutions and come back to the Board later in the meeting.

#### **Medicare Supplemental Insurance**

Trustee Tokunaga had several questions and asked to have it postponed to the May 10<sup>th</sup>, 2006 meeting in order have Finance Director Vasquez available for questions.

### **Resolution 6-08 Approving Bank Card Signatures**

**Motion** to Approve was made by Trustee Wakeman, seconded by Mayor Pro-Tem Lichtfuss.

**Vote:** All in favor none opposed. Motion Carried.

### **Appointment of Board Trustee to Investment Committee**

**Motion** to appoint Milt Tokunaga to the Committee was made by Trustee Wakeman, seconded by Trustee Cozad

**Discussion:** Trustee Tokunaga felt that perhaps the committee should be enlarged and perhaps widen the scope of the committee.

**Vote:** All in favor none opposed. Motion carried.

### **Resolution 06-09 A Resolution Concerning the Dove Valley Development**

**Motion** to approve was made to approve Resolution 06-09 as corrected by Town Clerk Martinez and Co-interim Manager Burack was made by Trustee Cozad, seconded by Trustee Wakman.

**Discussion:** Trustee Cozad explained the flow sheet on Dove Valley, along with Rich Ekwall.

**Vote:** All in favor none opposed. Motion carried.

### **Committee Appointments**

**Motion** to appoint Julie Cozad to the MPO Board, Ted Chavez to the Planning Commission, and to reappoint Pat Onorato to the Planning Commission was made by Trustee Cozad, seconded by Trustee Wakeman.

**Vote:** All in favor none opposed. Motion carried.

### **Remodel of Youth Room**

**Motion** to proceed with the remodel of the youth room was made by Trustee Lichtfuss, seconded by Trustee Frank.

**Discussion:** Trustee Tokunaga asked that staff try to get more bids before construction starts.

**Vote:** Five in favor with Mayor Measner and Trustee Lichtfuss voting no. Motion carried.

### **Wulf Property**

Dave Bernhardt, real estate agent for the Wulf property, was present and noted that the original asking price was \$62,000, and that the Town had offered \$45,000. Mr. Bernhardt said that they would counter with \$50,000 and would go no lower.

**Motion** to instruct Town Attorney Fickel to draw up a contract contingent on funding options from the Finance Director and to make an earnest deposit in the amount of \$500.00 was made by Trustee Tokunaga, seconded by Trustee Wakeman.

**Vote:** All in favor none opposed. Motion carried.

### **Development Agreement for Peregrine Creek Reconvened**

**Motion** to approve the development agreement with a fee-in-lieu to be established at a maximum of \$10,800 per lot with a credit not to exceed \$5,400 per lot based on trail access and open space. If not acceptable to the developer they can fail to sign the agreement and come back to the next Board meeting to amend the agreement, was made by Trustee Lichtfuss, seconded by Trustee Cozad.

**Vote:** All in favor none opposed. Motion carried.

### **Executive Session for Legal Advice**

**Motion** to go into executive session to receive legal advice was made by Trustee Cozad, seconded by Trustee Lichtfuss.

**Vote:** All in favor none opposed. Motion carried.

Back in session at 9:50 p.m.

### **ADJOURNMENT**

Mayor Measner adjourned the meeting at 10:00 p.m. as there was no further business.

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Jessi Day, Deputy Town Clerk

Approved by the Board of Trustees

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Linda L. Measner, Mayor